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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

on

July 9  
Date of Deposit

Anthony P. Curtis, Ph.D, Registration No. 46,193

Name of applicant, assignee or  
Registered Representative



Signature

11/05  
Date of Signature

Our Case No. 9281/3996

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
Naoya HASEGAWA et al.	)
Serial No. 09/901,438	) Examiner: Magee, Christopher R.
Filing Date: July 9, 2001	) Art Unit No.: 2653
For: EXCHANGE COUPLING FILM AND MAGNETORESISTIVE ELEMENT USING THE SAME	)

### Substance of Interview

MS/Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

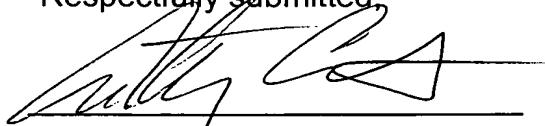
Dear Sir:

A Notice of Abandonment was mailed by the USPTO on December 15, 2004. Applicants received a Restriction/Election requirement on October 1, 2004 and responded with an Election and the correct petition for extension of time on December 16, 2004, well within the statutory 6 month period for response. This Election was received by the USPTO and currently appears on the PAIR system. However, the Examiner incorrectly mailed a Notice of Abandonment on December

Serial No.: 09/901,438

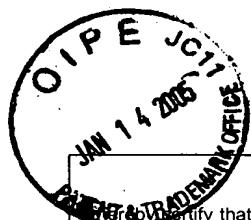
15, 2004. In response to the Notice of Abandonment mailed by the USPTO on December 15, 2004, Applicants' Agent, Anthony P. Curtis, Ph.D., Reg. 46,193, contacted the Examiner. The Examiner indicated that the Notice of Abandonment was incorrectly mailed. The Examiner indicated that he would rescind the Notice of Abandonment and issue an Office Action in response to the election.

Respectfully submitted,



Anthony P. Curtis, Ph.D.  
Registration No. 46,193  
Agent for Applicants

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: 1/11/05

Name: Anthony P. Curtis, Ph.D., 46,193 Signature:

1Fn  
2653

**BRINKS**  
**HOFER**  
**GILSON**  
**& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Naoya Hasegawa et al.

Appln. No.: 09/901,438

Examiner: C. Magee

Filed: July 9, 2001

Art Unit: 2653

For: Exchange Coupling Film and  
Magnetoresistive Element Using the Same

Attorney Docket No: 9281/3996

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

Transmittal Cover Letter (1p. Filed in Dup.); Substance of Interview (2pp.)  
 Return Receipt Postcard

**Fee calculation:**

No additional fee is required.  
 Small Entity.  
 An extension fee in an amount of \$\_\_\_\_ for a \_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
 A petition or processing fee in an amount of \$\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Not a Small Entity
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

**Fee payment:**

A check in the amount of \$\_\_\_\_ is enclosed.  
 Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
 Payment by credit card in the amount of \$\_\_\_\_ (Form PTO-2038 is attached).  
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date  
1/11/05

Respectfully submitted,

Anthony P. Curtis, Ph.D. (Reg. No. 46,193)